

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 Aaron Ray Wolski,

5 Plaintiff

6 v.

7 Mayra Garza-Wolski,

8 Defendant
9

2:16-cv-02550-JAD-NJK

Order Adopting in Part Report and
Recommendation and Dismissing and
Closing Case

[ECF Nos. 5, 6]

10 Pro se plaintiff Aaron Ray Wolski brings this action under the Hague Convention and the
11 International Child Abductions Remedies Act (“ICARA”) claiming that his son was kidnaped by his
12 wife’s family while in Mexico. Magistrate Judge Koppe recommends that I dismiss this action for
13 lack of subject matter jurisdiction: there is no jurisdiction under the Hague Convention/ICARA
14 because Wolski alleges that his son was in Mexico—not Nevada—when he filed this petition, and
15 there is no diversity jurisdiction because Wolski, who resides in Nevada, sues Nevada defendants.
16 Wolski objects.¹

17 A district judge reviews objections to a magistrate judge’s proposed findings and
18 recommendations de novo.² “The district judge may accept, reject, or modify the recommendation,
19 receive further evidence, or resubmit the matter to the magistrate judge with instructions.”³ Having
20 reviewed the magistrate judge’s recommendations and Wolski’s objections de novo, I agree with the
21 magistrate judge that this court lacks subject-matter jurisdiction over this case. Wolski’s objections
22 do not undermine her reasoning or give me any relevant or legitimate basis to reject her
23 recommendation. Accordingly,
24

25
26 ¹ ECF No. 6.

27 ² *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121–22 (9th Cir. 2003).

28 ³ *Id.*

1 IT IS HEREBY ORDERED that Wolski's objections [ECF No. 6] are **OVERRULED**, the
2 magistrate judge's report and recommendation [ECF No. 5] is **ADOPTED**, and this case is
3 **DISMISSED**. The Clerk of Court is directed to CLOSE THIS CASE.

4 Dated this 31st day of March, 2017.

5 
6 Jennifer A. Dorsey
7 United States District Judge
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28